IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS WICHITA FALLS DIVISION

| THOMAS WAYNE FLORENCE, |) | |
|---------------------------------------|---|----------------------------|
| TDCJ #1729344, |) | |
| Petitioner, |) | |
| |) | |
| v. |) | Civil No. 7:12-CV-029-O-BL |
| |) | |
| RICK THALER, Director, |) | |
| Texas Department of Criminal Justice, |) | |
| Correctional Institutions Division, |) | |
| Respondent. |) | |

ORDER ACCEPTING FINDINGS AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE

After making an independent review of the pleadings, files and records in this case, of the Report and Recommendation of the United States Magistrate Judge, and of Petitioner's objections thereto, I am of the opinion that the findings of fact, conclusions of law, and reasons for denial of habeas relief set forth in the Report and Recommendation of the Magistrate Judge are correct and they are hereby adopted and incorporated by reference as the Findings of the Court.

Accordingly, the petition for writ of habeas corpus is DENIED.

SO ORDERED this 20th day of March, 2013.

UNITED STATES DISTRICT JUDGE